

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

12-013-O

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AUTHORIZING THE RECONVEYANCE OF CERTAIN  
PROPERTY IN THE UPPER RIVERSIDE AREA TO THE DULUTH  
ECONOMIC DEVELOPMENT AUTHORITY (DEDA) AT NO COST.

CITY PROPOSAL:

The city of Duluth does ordain:

Section 1. (a) As per section 2-177.3, of the Duluth City Code, 1959, as amended (the Code), the City may convey City property to another governmental entity if the best interests of the citizens of the City will be best served by accomplishing such conveyance.

(b) The property shown in section 2 below was originally conveyed by DEDA to the City at no cost in 1997 for public open space, with said property in section 2 below remaining unimproved or uninanced for the purpose for which it was originally conveyed.

(c) DEDA has been requested by the adjacent owner to acquire said property in section 2 below for buffer purposes.

Section 2. That the proper City officials are hereby authorized to reconvey to DEDA the following described property, by quit claim deed, at no cost, and in "as-is" condition without any representations or warranties or its fitness for any particular purpose whatsoever, and that City shall have no liability for demolition or abatement of any hazardous substances or clean-up costs, and further to execute all documents necessary with regard to said reconveyance:

That part of Blocks 41, 42 and 48, Iron-ton Second Division lying east of the following described line:

Commencing at the intersection of the easterly line of the DWP right-of-way and the northerly right-of-way of Gogebic Street; thence on an assumed bearing of North 30 degrees 54 minutes 20 seconds east along the east line

of the DWP right-of-way 910.04 feet to the beginning of said line; thence South 78 degrees 05 minutes 20 seconds east, 110.93 feet; thence North 75 degrees 03 minutes 13 seconds east, 210.84 feet; thence South 86 degrees 05 minutes 41 seconds east, 237.82 feet; thence South 60 degrees 37 minutes 11 seconds east, 279.27 feet to the south line of said Block 48 and there terminating.

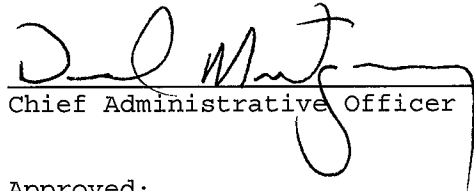
Except that part of Block 48 lying south of the north line of Highway 23.

Section 3. That this ordinance shall take effect 30 days after its passage and publication.

Approved:

  
Department Director *for Brian Hanson*

Approved for presentation to council:

  
Chief Administrative Officer

Approved as to form:

  
Attorney

Approved:

  
Auditor

BD TH:bel 03/02/2012

STATEMENT OF PURPOSE: The purpose of this ordinance is to authorize the reconveyance of certain property to DEDA. The property is directly east of the U.S. Forest Service building in the upper Riverside neighborhood. This is the former Riverside school building. The property to the east of this building was conveyed to the City in 1997 for public open space. The subject property is somewhat steep and undulating with Gogebic Creek forming its westerly boundary.

DEDA intends to assemble these properties with other DEDA properties adjoining this site and then sell to the current owner of the Forest Service building.

Since DEDA conveyed the described properties to the City at no cost, they, in turn, are reconveyed at no cost.

Tax Base Impact Statement: Once all properties have been assembled and sold by DEDA, they will return to the tax roles.

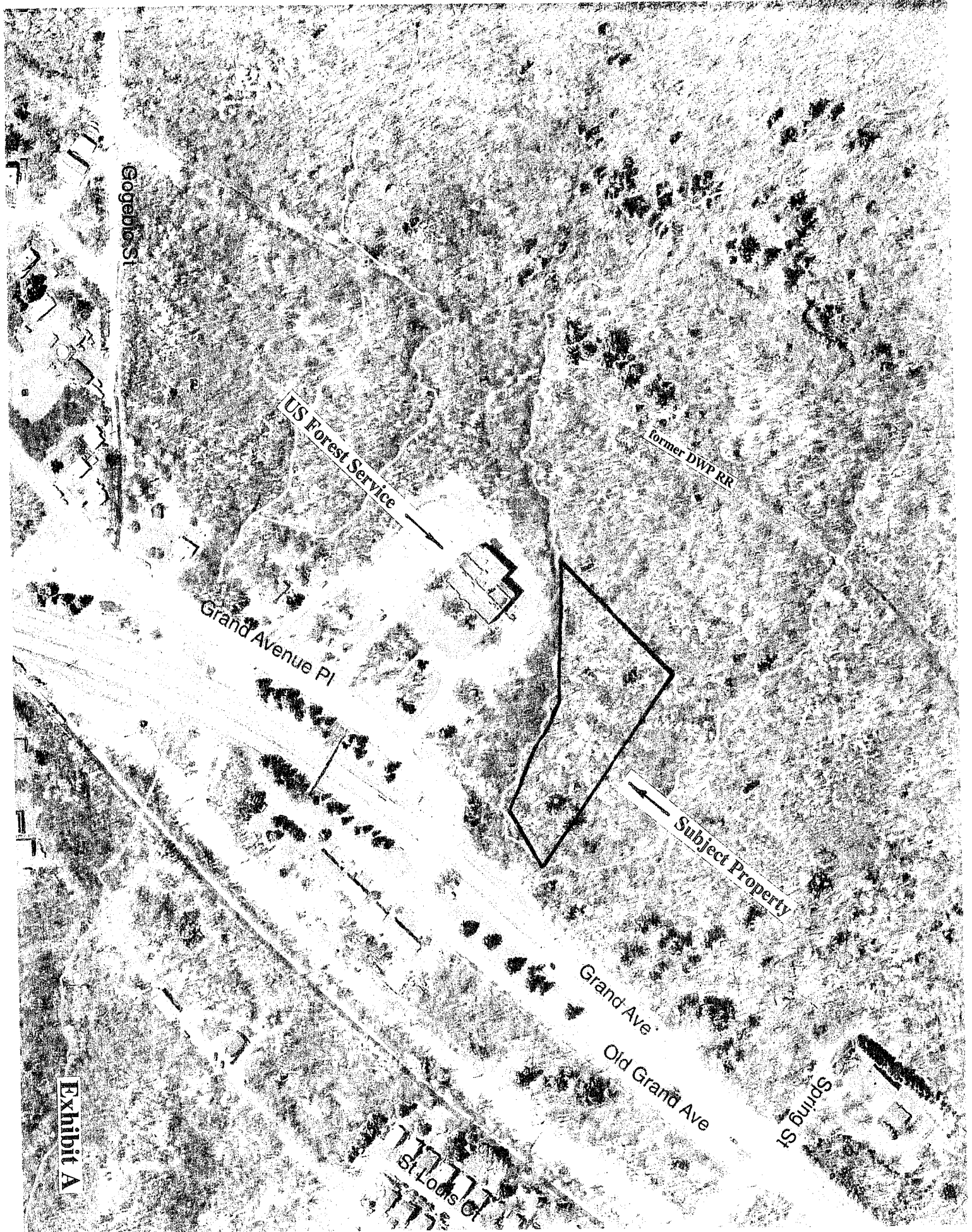


Exhibit A